

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 24 1999

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 24 2000

The applicant **Albert Warner and Marion G. Burns**, hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit 60479**

1. The source of water is **an underground source in Nye County**
2. The amount of water to be changed **0.0389 CFS., not to exceed 10 AFA.**
3. The water to be used for **Irrigation and Domestic use**
4. The water heretofore permitted for **Irrigation and Domestic use**
5. The water is to be diverted at the following point **Within the Southeast ¼ of Government Lot 8, in Section 35, T.16S., R.48E., MDM., or at a point from which the East ¼ corner of said Section 35 bears N. 07° 18' 58" E., a distance of 2360 feet**
6. The existing permitted point of diversion is located within **the SW.¼ NW.¼ of Section 15, T.16S., R.48E., MDM., or at a point from which the Northwest corner of said Section 15 bears N 02° 46' 53" W., a distance of 2404 feet**
7. Proposed place of use **a total of 50 acres within the West ½ of Govt. Lot 1, West ½ of Govt. Lot 8, and SE.¼ of Govt. Lot 8, all in Section 35, T.16S., R.48E., MDM., APN.19-091-19**
8. Existing place of use **2.5 acres within the SW.¼ SW.¼ SW.¼ NW.¼ of Section 15, T.16S., R.48E., MDM., APN. 19-551-54**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **An 8" Dia. X 200' Deep driven well, cased all the way with a 3 hp. Submersible pump**
12. Estimated cost of works **\$15,000**
13. Estimated time required to construct works **3 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks:

By **Lisle Lowe**
s/**Lisle Lowe Agent**
HCR. Box 400-E
Amargosa Valley, Nv, 89020

Compared my/cmf hf/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 60479 is issued subject to the terms and conditions imposed in said Permit 60479 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 65235 and 65236 shall not exceed 20 acre-feet annually for the irrigation of 5.0 acres within the described place of use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0389 cubic feet per second, but not to exceed 10 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

January 24, 2002

Proof of completion of work shall be filed before:

February 24, 2002

Water must be placed to beneficial use on or before:

January 24, 2005

Proof of the application of water to beneficial use shall be filed on or before:

February 24, 2005

Map in support of proof of beneficial use shall be filed on or before:

February 24, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of, January A.D. 2001


State Engineer

Completion of work filed FEB 25 2002

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____